

UNITED STATES DISTRICT COURT
DISTRICT OF MINNESOTA

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Hyung Kim,

Plaintiff,

vs.

ORDER ADOPTING
REPORT AND RECOMMENDATION

Sears Robuck & Co.,

Defendant.

Civ. No. 07-4771 (PJS/RLE)

* * * * *

Based upon the Report and Recommendation of United States Magistrate Judge Raymond L. Erickson, and after an independent review of the files, records and proceedings in the above-titled matter, **IT IS ORDERED:**

1. That the Plaintiff's Complaint [Docket No. 1] is dismissed for failure to comply with this Court's Order of December 17, 2007, and for lack of prosecution.
2. That the Plaintiff's Motion for Leave to Proceed In Forma Pauperis [Docket No. 2] is denied, as moot.

DATED:2/5/08

s/Patrick J. Schiltz
Patrick J. Schiltz
United States District Judge